

MINUTES OF THE REGULAR BOARD OF PUBLIC WORKS MEETING

A regular meeting of the Beatrice Board of Public Works was held on the 13th day of June, 2018 at 12:10 p.m. in the City Hall Conference Room, 400 Ella Street, Beatrice, Nebraska.

ROLL CALL

Attending: Boardmembers: Coffin, Baehr, Eskra, Leech, Moran.

Absent: Boardmembers: None.

Chairman Eskra announced that a copy of the Open Meetings Act is posted in the meeting room and is accessible to members of the public.

CONSENT AGENDA

- a. Approve agenda as submitted.
- b. Receive and place on file all notices pertaining to this meeting.
- c. Receive and place on file all materials having any bearing on this meeting.
- d. Approval of minutes of regular BPW Board meeting on May 16, 2018.
- e. Recommend approval of Street Department Report of Claims dated May 25, 2018 in the amount of \$8,924.31 to the Mayor and City Council.
- f. Approval of Electric Department, Water Department, and WPC Department Report of Claims dated May 25, 2018 in the amount of \$1,255,809.03.
- g. Recommend approval of Street Department Report of Claims in the amount of \$31,881.76 to the Mayor and City Council.
- h. Approval of Electric Department, Water Department, and WPC Department Report of Claims in the amount of \$348,460.88.

Moved by Coffin, seconded by Leech, that the items listed under the consent agenda, be approved, accepted, and/or ratified as presented.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran

Nay: None

MOTION CARRIED.

PUBLIC HEARINGS/BIDS

There were no public hearings/bids.

RESOLUTIONS

Resolution executing Amendment No. 2 to the Power Purchase Agreement with Cottonwood Wind Project, LLC.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported upon review of the Power Purchase Agreement with Cottonwood, they are required to provide the City with information regarding the amount of Environmental Attributes on a monthly basis. Cottonwood has requested this be modified to annually. John Krajewski has reviewed their request and is ok with making this change.

Moved by Baehr, seconded by Moran, to recommend to the Mayor and City Council to execute Amendment No. 2 to the Power Purchase Agreement with Cottonwood Wind Project, LLC.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran
Nay: None

MOTION CARRIED.

Resolution executing the Termination of Confirmation Letter #2, Confirmation Letter #3, and Confirmation Letter #4 with the City of Lincoln, Nebraska, doing business as Lincoln Electric System (“LES”) regarding the sale/purchase of electric capacity.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported LES will be providing capacity to the City from their Rokeby 1 Plant and Rokeby 3 Plant. The proposed confirmation letter agreements will move some of the capacity received from Plant 3 to Plant 1, which is a lower cost to the City. Boardmember Baehr inquired why there is a difference in cost. Pat Feist, Electric Superintendent, noted the difference is due to the transmission costs. Tempelmeyer stated John Krajewski has reviewed the agreements and is good with the changes. LES is ok with the changes as well.

Moved by Leech, seconded by Baehr, to recommend to the Mayor and City Council to execute the Termination of Confirmation Letter #2, Confirmation Letter #3, and Confirmation Letter #4 with the City of Lincoln, Nebraska, doing business as Lincoln Electric System (“LES”) regarding the sale/purchase of electric capacity.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran
Nay: None

MOTION CARRIED.

Resolution executing the Letter Agreement Amendment #1 to add additional services including construction administration, construction observation, material testing, project closeout, and record drawings for additional compensation to the Letter Agreement for Professional Services dated December 14, 2016 between the City of Beatrice, Nebraska, and Olsson Associates, Inc.

Tobias J. Tempelmeyer, City Administrator/General Manager, reported Olsson Associates has presented an amendment for the Ridgeview Drive project for additional fees since the project has not been wrapped up within the anticipated timeframe. James Burroughs, City Engineer, noted some of the additional costs were for additional testing and construction observation, as the contractor completed different phases of the project. Boardmember Moran inquired how much the fees total. Tempelmeyer stated the fees total \$9,875.00. Boardmember Moran inquired why the contractor is not responsible for the additional cost. Tempelmeyer noted the City is currently negotiating liquidated damages with the contractor to recoup these costs.

Moved by Moran, seconded by Baehr, to recommend to the Mayor and City Council to execute the Letter Agreement Amendment #1 to add additional services including construction administration, construction observation, material testing, project closeout, and record drawings for additional compensation to the Letter Agreement for Professional Services dated December 14, 2016 between the City of Beatrice, Nebraska, and Olsson Associates, Inc.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran
Nay: None

MOTION CARRIED.

ORDINANCES

There were no ordinances.

PUBLIC FORUM

No one appeared at public forum.

DISCUSSIONS/REPORTS

Monthly Department Report

Some highlights for the month included: Tobias J. Tempelmeyer, City Administrator/General Manager, noted he has been working on various capacity contracts. Tempelmeyer also noted there has been no new development on the pending NPPD lawsuit. Linda Koch, Finance Director, reviewed the April 2018 financials; James Burroughs, City Engineer, reported the mill and overlay project is scheduled to begin the week after July 4th. Burroughs noted the Hannibal Park Ballfield Trail project was awarded and work will begin in August. Burroughs reported the contractor for the sanitary sewer work for the Excel Development will begin work in July, which is earlier than originally anticipated. Burroughs also noted the water main projects are progressing along on schedule. Pat Feist, Electric Superintendent, reported the AMI installation is nearly complete. Jason Moore, Street Superintendent, reported to the Board the Department is working on painting throughout town and hopes to have the downtown area completed prior to Homestead Days.

Moved by Baehr, seconded by Moran, that the monthly department report be received and placed on file.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran
Nay: None

MOTION CARRIED.

EXECUTIVE SESSION

Moved by Baehr, that the Beatrice Board of Public Works go into closed session at 12:36 p.m., for the protection of public interest to discuss contract negotiations. Seconded by Leech, that the Beatrice Board of Public Works go into closed session at 12:36 p.m., for the protection of public interest to discuss contract negotiations.

Chairman Eskra announced that it has been moved by Baehr, seconded by Leech, that the Beatrice Board of Public Works go into closed session at 12:36 p.m., for the protection of public interest to discuss contract negotiations.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran
Nay: None

MOTION CARRIED.

Reconvened at 1:00 p.m.

ADJOURNMENT

The next regular BPW Board meeting will be held **June 27, 2018** at 12:10 p.m. in the City Hall Conference Room, 400 Ella Street, Beatrice, Nebraska.

Moved by Moran, seconded by Leech, that the meeting be adjourned at 1:00 p.m.

Roll Call: Yea: Coffin, Baehr, Eskra, Leech, Moran
Nay: None

MOTION CARRIED.

Bob Moran, Secretary

Dave Eskra, Chairman